

00- / -0158

Entered - 11-19-99 - sb /\
CL **99L0771** - GWENDOLYN BURNS

CLAIM OF: BOBBIE J. STONE

1739 Beecher Street, SW Atlanta, Georgia 30310

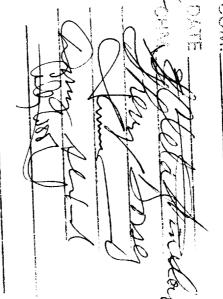
# FAVORABLE REPOR

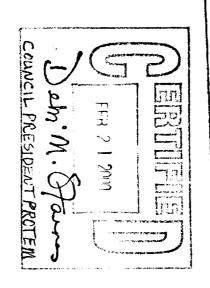
For damages alleged to have been sustained as COM. a result of a vehicular incident on November 5, 1999 at Adams Drive, SW & Childress Drive, SW.

## BY: PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE:

BE IT RESOLVED by the Council of the City of Atlanta that the action of the Department of Law be approved in authorizing payment to **BOBBIE J. STONE** the sum of \$865.85 in full settlement and satisfaction of all claims, past, present and future, of every kind and character for damages alleged to have been sustained as a result of a vehicular incident on November 5, 1999 at Adams Drive, SW & Childress Drive, SW as is more particularly set forth in the within claim; said sum taken from and charged to account 1A01/529017/T31001, Settlement of Suits and Claims, Department of Law.

APPROVED: SUSAN PEASE LANGFORD CITY ATTORNEY





ADOPTED BY

COUNCIL

APPROD

MAR - 1 2000

BY OPERATION OF LAW

BY: KOOOLULE RUBERS NEWELL
ROSALIND RUBENS NEWELL
DEPUTY CITY ATTORNEY





#### MUNICIPAL CLERK ATLANTA, GEORGIA

00-R-0158

A RESOLUTION

BY PUBLIC SAFETY & LEGAL ADMINISTRATION COMMITTEE

BE IT RESOLVED BY the Council of the City of Atlanta that the action of the Department of Law be approved in authorizing payment to Bobbie J. Stone the sum of \$865.85 in full settlement and satisfaction of all claims, past, present and future, of every kind and character, for damages alleged to have been sustained as a result of a vehicular incident on November 5, 1999 at Adams Drive, SW & Childress Drive, SW as is more particularly set forth in the within claim; said sum taken from and charged to Account 1A01/529017/T31001, Settlement of Suits and Claims, Department of Law.

A true copy,

Khonda Daughin Johason Municipal Clerk, CMC ADOPTED by the Council
RETURNED WITHOUT SIGNATURE OF THE MAYOR
APPROVED as per City Charter Section 2-403

February 21, 2000

March 01, 2000

#### **DEPARTMENT OF LAW - CLAIM INVESTIGATION SUMMARY**

Claim No. <u>99L0771</u>	Date: <u>February 3, 2000</u>
Claimant /Victim RORRIE I STON	VE
BY: (Atty) (Ins. Co.)	
Address: 1739 Beecher Street, SW, Atlanta	a Georgia 30310
Date of Notice: 11/17/99 Mei	mage \$\frac{1,702.26}{X} Bodily Injury \$\frac{1}{X} Improper \frac{1}{X}
Conforms to Notice: Q.C.G.A. 836-33-5	X Ante Litem (6 Mo.) X
Date of Occurrence 11/5/99	X Ante Litem (6 Mo.) X  Place: Adams Drive, SW & Childress Drive, SW
Department PUBLIC WORKS Bureau:	: Division Transportation Services
Employee involved	Disciplinary Action:
NATURE OF CLAIM: Claimant's vehicle	sustained paint damage from a City street marking operation.
INVESTIGATION:	
Statements: City employee Claima	ant OthersWritten OralX
Pictures Diagrams Report	rts: Police Dept Report X Other
Traffic citations issued: City Driver	Claimant Driver
Citation disposition: City Driver	Claimant Driver
BASIS OF RECOMMENDATION:	
F ( O wanted V	Notici de actical
Function: Governmental X  Insurance Nation More than Six M	Ministerial Damages reasonableX
City not involved	offer rejected Compromise settlement X
Panair/rankaamant by Inc. Co.	Panair/replacement by City Forces
Claimant Nagligant City Naglig	Repair/replacement by City Forces gent X Joint Claim Abandoned
Claimant NegrigentCity Negrig	zent A John Chann Abandoned
	Respectfully submitted,
	Respectivity submitted,
	TOVESTIGATOR - GWENDOLYN BURNS
	fully (
	INVESTIGATOR - OWENDOLYN BURNS
RECOMMENDATION:	<b>,</b>
Pay \$ 865.85 <b>A</b> Arverse 1	Account charged: 1A01 X 2J01 2H01
Claims Manager: Muni Clarel	Account charged: 1A01 X 2J01 2H01 Concur/date 12 0400
Committee Action:	Council Action
/	
FORM 23-61	

BURAS 11/17/99

COUNCIL OF THE CITY OF ATLANTA	RE: CLAIMFO	
MUNICIPAL CLERK  City Hall	Todayo	Date: 11-10-99
55 Trinity Avenue, S.W.	5 1000	
Atlanta, Georgia 30335		
Daniel Marie al Cl. 1	99L0771 - GWEN	N BUKNS
Dear Municipal Clerk:		1 7 -
This is to notify the City of Atlanta that I I and/or \$ bodily injury f	nave suffered damages in the amount or which I contend the City is liable.	sum of \$ $\frac{1}{102.26}$ property
1. Date of incident:	2. Police called	: Yes No
3. Location of incident: A+ Adam.	5+ Ch. Idres 5 Dr. 5. u	). Atlanta Ga. 25450
4. Name of your insurance company:	Partford Ins Co.	Policy No. 55 Phe 858650_
5. State what and how incident occurred:	<b>^</b>	• •
in Center of Stree		
Continue And Whom	Test ladosination	Was on the Drivers  Waint of Car Lower S.de  Windows  MAKING OFFALSE CLAIMS WILL
Mu Cars Liasaping Sibn Ad	ame N. 5. W. AH.	+ Windows
6. I ALL ESTIMATES AND DAMAGES A RESULT IN YOUR CLAIM BEING DE	RE SÚBJECT TO INSPECTION. THE NIED AND MAY RESULT IN CRIMI	MAKING OF FALSE CLAIMS WILL NAL PROSECUTION!
7. The registered owner must make th	e claim for vehicle damages, com-	plete the following and attach two (2)
estimates of repair and proof of owner	ship of your vehicle (copy of the curry	ent tag receipt or title).
Your vehicle: 9 (A) N. D	EVILLE 4/10 8/18 N	WR RIL (S.
(make)	(year) (tag number)	(driver's name)
	, , , , , , , , , , , , , , , , , , , ,	(unver a name)
City vehicle:(make)	(City driver's name)	(1
ΔΛ ` ´ Δ	•	(department/bureau)
8. Witness: Marguetta Armoi		404-758-4142
I(name)	(address)	(telephone number)
<ol> <li>The acknowledgement of this claim in State law, nor is it an admission of lial</li> </ol>	no way waives the Sovereign immur bility on behalf of the City of Atlanta	and/or its employee(s).
10. This claim should be mailed immediat	ely to the address shown above.	
I HEREBY SWEAR OR AFFIRM THAT	THE ABOVE	(in Cl Stone)
INFORMATION IS TRUE AND CORR		(claimant's name)
	1739	Beecher St. S.W
	nii	(address)
	AHlan	ta, 62.30310
	46	(city and state) 404-758-040 9
	(work nur	nher) (home number)

#### **GENERAL RELEASE AND INDEMNIFICATION**

CLAIM NUMBER 99L0771	\$	865.85	
IN CONSIDERATION of the sum ofEIO DOLLARS, to be paid by the CITY OF ATLANTA, for myself, my heirs, executors, administrators, and employees, from any and all claims, demands, ac whatsoever kind or nature for or on account of an account ofa vehicular incident	the future receipt of vassigns, release and to tions, causes of actions, that has hereto	which is hereby acknowled forever discharge said Cit on, suits, damages, loss	dged, I do hereby, cy, its officers and and expenses, of icularly for or on
of November , 1999, at or near Adams			, day
It is further understood and agreed that the admission on the part of the City, its officers, ager undersigned further covenants and agrees to indem servants and employees, from any and all claims, dar servants and employees, may be called upon to ma  And I now state that the only consideration of the sum stated above; that no other promise or agaid City or its agents to cause me to sign this releinstrument.	nts, servants or emploinity and hold harmle mages or costs which ke as a result of the for my signing this regreement of any kind	byees, of any liability whese the City of Atlanta, its the said City of Atlanta, it event hereinbefore referred elease and indemnification or nature has been made	natsoever and the s officers, agents, as officers, agents, ed to.  on is the payment e to or with me by and intent of this
WITNESS my hand and seal this		day of Fehry	_, 20
	BOBBIE J. STO	J. Str	(LS)
		•	(LS)
The above release was read and explained to on the date above written.	to, and signed by the	said Bobbie Str	presence
	Sherr	y Butlet	

RCS# 1771 2/21/00 2:37 PM

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#### Atlanta City Council

#### Regular Session

CONSENT AGENDA PAGES (1 - 9)

ADOPT

YEAS: 15
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 1

SEE ATTACHED LISTING OF
ITEMS ADOPTED/ADVERSED
ON CONSENT AGENDA

00-R-0020

EXCUSED: 0

ABSENT 0

Y McCarty Y Dorsey Y Moore Y Thomas ITEMS REMOVED FROM Y Starnes Y Woolard Y Martin Y Emmons Y Bond Y Morris **CONSENT AGENDA** Y Maddox Y Alexander Y Winslow Y Muller Y Boazman NV Pitts 00-O-0122 00-0-0123 00-R-0202

00-O-0212 – Councilmember Boazman Abstained

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#### **ITEMS ADOPTED ON CONSENT AGENDA**

#### 1. 99-0-2072

- 2. 99-0-2073
- 3. 00-O-0127
- 4. 00-O-0124
- 5. 00-O-0126
- 6. 00-O-0066
- 7. 00-O-0125
- 8. 00-O-0211
- 9. 00-0-0212 \*
- 10. 00-O-0213
- 11. 00-O-0207
- 12. 00-R-0220
- 13. 00-R-0196
- 14. 00-R-0209
- 15. 00-R-0180
- 16. 00-R-0176
- 17. 00-R-0174
- 18. 00-R-0145
- 19. 00-R-0146
- 20. 00-R-0147
- 21. 00-R-0148
- 22. 00-R-0149 23. 00-R-0150
- 24. 00-R-0151
- 25. 00-R-0152
- 26. 00-R-0153 27. 00-R-0154
- 28. 00-R-0155
- 29. 00-R-0156
- 30. 00-R-0157
- 31. 00-R-0158
- 32. 00-R-0159
- 33. 00-R-0160

#### 02/21/00 Council Meeting ITEMS ADVERSED ON **CONSENT AGENDA**

- 34. 00-R-0161
- 35. 00-R-0162
- 36. 00-R-0163
- 37. 00-R-0164
- 38. 00-R-0165
- 39. 00-R-0166
- 40. 00-R-0167
- 41. 00-R-0168
- 42. 00-R-0169
- 43. 00-R-0170
- 44. 00-R-0171
- 45. 00-R-0172
- 46. 00-R-0173
- 47. 00-R-0175

<sup>\*</sup> Councilmember Boazman abstained from voting on item 00-O-0212.

BURNS 11/17/99

COUNCIL OF THE CIT	YOFATLANIA REPORTED	RE: CLAIMFOR DAMAGES	
MUNICIPAL CLERK City Hall		Today's Date: // _/ 0	. 99
55 Trinity Avenue, S.W.	NOV 1 5 1999	ENTERED - 11-19-99 - SB	
Atlanta, Georgia 30335		99L0771 - GWEN BURNS	
Dear Municipal Clerk:			
and/or\$ (X)	bodily injury for which I conte	mages in the amount sum of $\frac{1}{2}$ and the City is liable.	92.26 property
1. Date of incident:	// -05 -99 (month/day/ year)	2. Police called: Yes No	· -
3. Location of incident:	A+ Adams+Child	ress Dr. S.W. Allant	La Ga. 25450
4. Name of your insurar	nce company: Hart ford	Ins Co. Policy N	155Phe 858650
	, ,	hicle was Spraying	
		Vehicle Motion for	
Carl	Dallibo Thorn	Deniela protina 407	s on the Drivers
Mu Cars Lias an	ing Siln Adams No. 5.	was Atl. Washing OFFA	Tarlower S.de
6. ALL ESTIMATES AS RESULT IN YOUR C	ND DAMAGES ARE SUBJECT TO LAIM BEING DENIED AND MA	INSPECTION. THE MAKING OF FA Y RESULT IN CRIMINAL PROSECU	ALSE CLAIMS WILL TION!
7. The registered own	ner must make the claim for vel	nicle damages, complete the following	ng and attach two (2)
7. The registered owr estimates of repair a	ner must make the claim for veh nd proof of ownership of your veh	nicle damages, complete the followinicle (copy of the current tag receipt or	ng and attach two (2) title).
7. The registered own estimates of repair a Your vehicle:	ner must make the claim for veh nd proof of ownership of your veh ANT DEVILLE	nicle damages, complete the following icle (copy of the current tag receipt or 4/10, XOS NWR	ng and attach two (2) title).
estimates of repair a Your vehicle: <u>46</u>	ner must make the claim for veh nd proof of ownership of your veh (YEVILLE nake) (year)	uicle (copy of the current tag receipt or 4/11, 808 NWR	ng and attach two (2) title).  Sobbie J. Storer's name)
Your vehicle: (m)  City vehicle:	nd proof of ownership of your vehicles (year)	icle (copy of the current tag receipt or 4/1, 808 NWR (tag number) (driver)	Sobbie J. Stor Ver's name)
Your vehicle: (m)  City vehicle: (m)	nd proof of ownership of your vehicles (year)  nake) (City driver's	(tag number) (department)	title).  Sobbie J. Storer's name)  ent/bureau)
Your vehicle: 46 (m) City vehicle: (m) 8. Witness: Margil	nd proof of ownership of your vehicles  (year)  (City drivers  etta Armour S	(tag number)  (department)  (department)  (department)	title).  Sobbie J. Storer's name)  ent/bureau)  758-4142
Your vehicle: 4 (m) City vehicle: (m) 8. Witness: Margill (na	nd proof of ownership of your vehicles  (A) T	(tag number)  (department)  (department)  (department)  (department)  (department)  (department)  (department)  (department)	ent/bureau)  (telephone number)
Your vehicle: 4 (m) City vehicle: (m)  8. Witness: Margy (na	nd proof of ownership of your vehicles  (year)  (City driver's ame)  ent of this claim in no way waives	(tag number)  (department)  (department)  (department)	ent/bureau)  (telephone number)  Atlanta, as granted by
Your vehicle: 4 (m) City vehicle: (m) 8. Witness: (m) 1 (na) 4. The acknowledgeme State law, nor is it as	nd proof of ownership of your vehicles  (year)  (City driver's ame)  ent of this claim in no way waives	(tag number)  (tag number)  (department tag receipt or the City of the City of Atlanta and/or its employed.	ent/bureau)  (telephone number)  Atlanta, as granted by
Your vehicle: 4. (m. City vehicle: (m. 8. Witness: Marg.) (n. 4. The acknowledgeme State law, nor is it at 10. This claim should be 1 HEREBY SWEAR C	nd proof of ownership of your vehicles  (year)  (City driver's  ame)  ont of this claim in no way waives on admission of liability on behalf of  emailed immediately to the addres  OR AFFIRM THAT THE ABOVE	(tag number)  (tag number)  (department (department)  (department)  (department)  (department)  (address)  (department)  (department)  (address)  (the Sovereign immunity of the City of the City of Atlanta and/or its employed so shown above.	ent/bureau)  (telephone number)  (Atlanta, as granted by oyee(s).
Your vehicle: 4. (m. City vehicle: (m. 8. Witness: Marg.) (n. 4. The acknowledgeme State law, nor is it at 10. This claim should be 1 HEREBY SWEAR C	nake) (City driver's ame)  ent of this claim in no way waives in admission of liability on behalf of the address ameled immediately to the address and the semailed immediately to the sem	(tag number)  (tag number)  (department tag receipt or the City of the City of Atlanta and/or its employed.	ent/bureau)  (telephone number)  (Atlanta, as granted by oyee(s).
Your vehicle: 4. (m. City vehicle: (m. 8. Witness: Marg.) (n. 4. The acknowledgeme State law, nor is it at 10. This claim should be 1 HEREBY SWEAR C	nd proof of ownership of your vehicles  (year)  (City driver's  ame)  ont of this claim in no way waives on admission of liability on behalf of  emailed immediately to the addres  OR AFFIRM THAT THE ABOVE	(tag number)  (tag number)  (department (department)  (department)  (department)  (department)  (address)  (department)  (department)  (address)  (the Sovereign immunity of the City of the City of Atlanta and/or its employed so shown above.	ent/bureau)  (telephone number)  (Atlanta, as granted by oyee(s).
Your vehicle: 4. (m. City vehicle: (m. 8. Witness: Marg.) (n. 4. The acknowledgeme State law, nor is it at 10. This claim should be 1 HEREBY SWEAR C	nd proof of ownership of your vehicles  (year)  (City driver's  ame)  ont of this claim in no way waives on admission of liability on behalf of  emailed immediately to the addres  OR AFFIRM THAT THE ABOVE	(tag number)  (tag number)  (department (department)  (department)  (department)  (department)  (address)  (address)  (the Sovereign immunity of the City of the City of Atlanta and/or its employed in the City of Atlanta and/or its employed	ent/bureau)  (telephone number)  Atlanta, as granted by ovee(s).
Your vehicle: 4. (m. City vehicle: (m. 8. Witness: Marg.) (n. 4. The acknowledgeme State law, nor is it at 10. This claim should be 1 HEREBY SWEAR C	nd proof of ownership of your vehicles  (year)  (City driver's  ame)  ont of this claim in no way waives on admission of liability on behalf of  emailed immediately to the addres  OR AFFIRM THAT THE ABOVE	(tag number)  (tag number)  (department (address)  (department (address)  (address)  (claimant's name)  (city and state)	ent/bureau)  (telephone number)  Atlanta, as granted by ovee(s).

#### **GENERAL RELEASE AND INDEMNIFICATION**

CLAIM NUMBER 99L0771	\$	865.85	
IN CONSIDERATION of the sum of	EIGHT HUNDRED SIX	TY-FIVE DOLLARS	AND 85/100s
DOLLARS, to be paid by the CITY OF ATLAN			
for myself, my heirs, executors, administrators,	<del>-</del>	_	<u> </u>
employees, from any and all claims, demands.			
whatsoever kind or nature for or on account of	• •	• · · · · · · · · · · · · · · · · · · ·	•
		occurred on or about the	ne <u>5th</u> day
of November, 1999, at or near Ad	ams Drive, SW & Child	ress Drive, SW	<u> </u>
It is further understood and agreed that	the payment of the above	e named sum is not to b	e considered as an
admission on the part of the City, its officers, a			
undersigned further covenants and agrees to inc			
servants and employees, from any and all claims.	damages or costs which	the said City of Atlanta,	its officers, agents,
servants and employees, may be called upon to	make as a result of the	event hereinbefore refer	red to.
		1	
And I now state that the only considerat			
of the sum stated above; that no other promise of the sum stated above; that no other promise of the sum stated above;			
said City or its agents to cause me to sign this instrument.	release, and that I fully	understand the meaning	g and intent of this
msa ament.	5.1	7	
WITNESS my hand and seal this	dad	day of Jehn	r 20 00
	1		
	K M	1184	
	Makle .	[ Min	(LS)
	BOBBIE J. STO	XE .	
			(LS)
		0 ,, . (	-/
The above release was read and explain	ed to, and signed by the	said Bobbe To	me presence
on the date above written.			<del></del>
	Jun HI	4 3	
	- five in (	an join	
	Sherr	is Butler	
		J WITNESSES	

. . . .

RCS# 1771 2/21/00 2:37 PM

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#### Atlanta City Council

#### Regular Session

CONSENT AGENDA PAGES (1 - 9)

ADOPT

YEAS: 15
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 1

SEE ATTACHED LISTING OF
ITEMS ADOPTED/ADVERSED
ON CONSENT AGENDA

00-R-0020

EXCUSED: 0

ABSENT 0

Y McCarty Y Dorsey Y Moore Y Thomas Y Starnes ITEMS REMOVED FROM Y Woolard Y Martin Y Emmons Y Bond Y Morris CONSENT AGENDA Y Maddox Y Alexander Y Winslow Y Muller Y Boazman NV Pitts 00-0-0122 00-O-0123 00-R-0202

00-O-0212 – Councilmember Boazman Abstained

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### ITEMS ADOPTED ON CONSENT AGENDA

#### 1. 99-O-2072

- 2. 99-O-2073
- 3. 00-O-0127
- 4. 00-O-0124
- 5. 00-O-0126
- 6. 00-O-0066
- 7. 00-O-0125
- 8. 00-O-0211
- 9. 00-0-0212 \*
- 10. 00-O-0213
- 11. 00-O-0207
- 12. 00-R-0220
- 13. 00-R-0196
- 14. 00-R-0209
- 15. 00-R-0180
- 16. 00-R-0176
- 17. 00-R-0174
- 18. 00-R-0145
- 19. 00-R-0146
- 20. 00-R-0147
- 21. 00-R-0148
- 22. 00-R-0149
- 23. 00-R-0150 24. 00-R-0151
- 24. 00 K 0101
- 25. 00-R-0152 26. 00-R-0153
- 27. 00-R-0154
- 28. 00-R-0155
- 20. 00 K 0100
- 29. 00-R-0156
- 30. 00-R-0157
- 31. 00-R-0158
- 32. 00-R-0159
- 33. 00-R-0160

## 02/21/00 Council Meeting ITEMS ADVERSED ON CONSENT AGENDA

- 34. 00-R-0161
- 35. 00-R-0162
- 36. 00-R-0163
- 37. 00-R-0164
- 38. 00-R-0165
- 39. 00-R-0166
- 40. 00-R-0167
- 41. 00-R-0168
- 42. 00-R-0169
- 43. 00-R-0170
- 44. 00-R-0171
- 45. 00-R-0172
- 46. 00-R-0173
- 47. 00-R-0175

<sup>\*</sup> Councilmember Boazman abstained from voting on item 00-O-0212.